

Commonwealth of Massachusetts

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04978

Lloyd F Audette

vs.

Lorraine Hazard MD (as amended)

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on **03/10/2006**, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

* (1) For the plaintiff(s) _____ and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

* (2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

If a finding is made for the defendant or defendants in the above entitled action **the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate** secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, with his/her discretion, increase the amount of the bond required to be filed. **If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed.** Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: 03/10/2006

Justice of the Superior Court

Legal Member:

Medical Member:

*strike inapplicable words

cm

Associate Justice of the Superior Court Dept.

Attorney - Tribunal Member

*Physician - Tribunal Member

*Health Care Provider - Tribunal Member

I HEREBY ATTEST AND CERTIFY ON

March 14, 2006 THAT THE

FOREGOING DOCUMENT IS A FULL,
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN MY OFFICE,
AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOVAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

BY:

Lorraine A. Audette

asst. clerk

Native
sent
3/13/06
D.J.S.
R.R.
B.Z.B.
T.P.R.P.
B.T.C.R.
J.A.B.
J.R.W.
M.B.
D.A.W.
L.H.H.
D.J.R.
BORM
A.A.
A.S.D.C.

(encl)
(copy
in case)

Commonwealth of Massachusetts

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04978

Lloyd F Audette

vs.

UMass Correctional Health

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on 03/10/2006, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

*(1) For the plaintiff(s) _____ and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

If a finding is made for the defendant or defendants in the above entitled action the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, with his/her discretion, increase the amount of the bond required to be filed. If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed. Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: 03/10/2006

Justice of the Superior Court

Legal Member:

Medical Member:

*strike inapplicable words

cm

Associate Justice of the Superior Court Dept.

Attorney - Tribunal Member

*Physician - Tribunal Member

*Health Care Provider - Tribunal Member

I HEREBY ATTEST AND CERTIFY ON

March 14, 2006 THAT THE

FOREGOING DOCUMENT IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE, AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOVAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

Donovan A. Antares
asst. Clerk

Notice sent 3/13/06
D.J.S.
R.R.
B.L.B.
T.P.R.P.
B.W.C.
J.A.B.
J.R.W.
M.M.
N.A.W.
Sp. 4
D.J.R.
B.C.M.
A.A.
U.S.D.F.
(encl)
(copy)
in Case

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04978

Lloyd F Audette
vs.
Charlie Black (as amended)

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on **03/10/2006**, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

*(1) For the plaintiff(s) _____ and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

If a finding is made for the defendant or defendants in the above entitled action **the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate** secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, withing his/her discretion, increase the amount of the bond required to be filed. **If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed.** Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: **03/10/2006**

Justice of the Superior Court

Associate Justice of the Superior Court Dept.

Legal Member:

Attorney - Tribunal Member

Medical Member:

*Physician - Tribunal Member

*Health Care Provider - Tribunal Member

*strike inapplicable words

cm

I HEREBY ATTEST AND CERTIFY ON

March 14, 2006 THAT THE
FOREGOING DOCUMENT IS A FULL,
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN MY OFFICE,
AND IN MY LEGAL CUSTODY.

NICHOLAS JOSEPH DONOVAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

Nicholas A. Antonucci
Asst. Clerk

3-11-06

1/14/06 3/10/06 This matter is moot because as there is no

medical negligence claim against

this def. in this case

Justice

Native sent 3/13/06

*D.J.S.
R.R.
B.L.B.
T.P.R.P.
B.L.C.*

*J.A.B.
L.R.W.
M.M.
N.A.W.
S.P.A.B.*

B.O.R.N.

*A.C.
U.S.D.C.*

*(mbf)
(Copy in law)*

Commonwealth of Massachusetts

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04978

Lloyd F Audette

vs.

Enaw MD (as amended)

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL

(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on 03/10/2006, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

*(1) For the plaintiff(s) _____ and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

If a finding is made for the defendant or defendants in the above entitled action the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, with his/her discretion, increase the amount of the bond required to be filed. If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed. Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: 03/10/2006

Justice of the Superior Court

Legal Member:

Medical Member:

*strike inapplicable words

cm

Associate Justice of the Superior Court Dept.

Attorney, Tribunal Member

*Physician - Tribunal Member

*Health Care Provider - Tribunal Member

I HEREBY ATTEST AND CERTIFY ON

March 14, 2006, THAT THE

FOREGOING DOCUMENT IS A FULL,
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN MY OFFICE,
AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOVAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

Assoc. Clerk

Inter
sent
3/13/06
D.J.S.
R.R.
B.L.B.
T.P.P.
B.M.C.
J.A.B.
L.R.W.
M.M.
H.A.W.
S.P.A.S.
D.J.R.
B.M.M.
A.A.
U.S.D.C.
C.M.B.
(Copy
in
room)